IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 917 OF 1999

Sanjay Gangaram Shinde.... ... Petitioner.
Versus
State of Maharashtra & Ors.. ... Respondents.

Mr. K. S. Bapat for the Petitioner.

Mr. C. R. Sonawane, AGP for Respondent Nos.1 to 3.

CORAM : R. M. LODHA &
NARESH H. PATIL, JJ.

DATED : 1ST AUGUST, 2006.

P.C. :

At the outset Mr. C. R. Sonawane, Assistant Government Pleader, brought to our notice the communication received by him from the Deputy Secretary to the Government. The said communication dated 31st July, 2006 reads thus:

"GOVERNMENT OF MAHARASHTRA

Immediate

No.SUT-1099/C.R.275/99/MS-4
MEDICAL EDUCATION & DRUGS DEPARTMENT,
Mantralaya,Mumbai-400 032.
Date: 31st July, 2006.

To;
Shri C. R. Sonawane, Advocate,
Assistant Government Pleader,
Appellate Side (Writ Cell),

High Court,
Mumbai - 400 032.

Subject: Writ Petition No. 917 of 1999
Sanjay G. Shinde
V/s
State of Maharashtra

Reference: Your letter No.GP/WP/CRS/14334/06
Dated 28th July, 2006.

Sir,

Kindly refer to your letter under reference on the subject noted above.

2. I am directed to inform to you that the opinion of this department on the issue to regularise the services of the employees who were working on ad-hoc basis in the J.J. and St. George's Hospital since last more than 8 to 15 years as their juniors have been regularised by Government, as stated in your above referred letter, was forwarded to the Law and Judiciary Department for opinion.

3. However, Law and Judiciary Department has informed to this department that it is advisable to await the decision of the Hon'ble High Court in the above Writ Petition and to bring the decision of Apex Court in a Umarani's case and circular dated the 25th August, 2005 of G.A.D. to the notice of Hon'ble High Court.

4. You are therefore, requested to bring the above said facts to the notice of the Hon’ble High Court.

Yours faithfully,

Encl: A circular of G.A.D.
Dated 25th Aug.2005

Sd/-
(G.N.Rankhambe)
Deputy Secretary to Government"

2. In view thereof, Mr. K. S. Bapat, advocate for the petitioner, submits that the petitioner may be permitted to withdraw the writ petition.

3. Writ Petition is allowed to be withdrawn.

4. Rule is discharged. No costs.

Sd/-

(R. M. LODHA, J.)

Sd/-

(NARESH H. PATIL, J.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 1945 OF 2002

IN

WRIT PETITION NO. 917 OF 1999

Sanjay Gangaram Shinde.... ... Applicant.

Versus

State of Maharashtra & Ors.. ... Respondents.

Mr. K. S. Bapat for the Applicant.

Mr. C. R. Sonawane, AGP for Respondent Nos.1 to 3.

CORAM : R. M. LODHA &
NARESH H. PATIL, JJ.

DATED : 1ST AUGUST, 2006.

P.C. :

In view of the withdrawal of the writ petition, this civil application does not survive and is disposed of as such.

Sd/-

(R. M. LODHA, J.)

Sd/-

(NARESH H. PATIL, J.)